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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

600-33-DIV

First Inventor

BEARD, et al.

Title

Amines Substituted with

Express Mail Label No.

EV181110721US

17399 5/12667 PTO  
07/02/03

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1.  Fee Transmittal Form (e.g. PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status  
See 37 CFR 1.27.
3.  Specification [Total Pages **123**]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets ] [ Total Pages ]
5. Oath or Declaration
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFT 1.76:

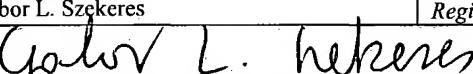
Continuation  Divisional  Continuation-in-part (CIP) of application No. 09/533,680  
Prior application information: Examiner: MCKENZIE, Thomas C Group Art Unit: 1624

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

 Customer Number or Bar Code Labelor  Correspondence address below

Name	Gabor L. Szekeres 36185				
Address	8141 East Kaiser Boulevard PATENT TRADEMARK OFFICE Suite 112				
City	Anaheim Hills	State	California	Zip Code	92808
Country	United States	Telephone	(714) 833-3295	Fax	(714) 833-3296

Name (Print/Type)	Gabor L. Szekeres		Registration No. (Attorney/Agent)	28,675
Signature			Date	July 2, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

15541  
07/02/03  
S PTO

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# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision

**TOTAL AMOUNT OF PAYMENT** **(\$)** 750.00

## Complete if Known

Application Number	
Filing Date	
First Named Inventor	Richard L. BEARD
Examiner Name	Mukund Shah
Group Art Unit	1624
Attorney Docket No.	600-33-DIV

## METHOD OF PAYMENT

1  Check  Credit card  Money Order  Other  None

Deposit Account Number  
01-0885

Deposit Account Name  
ALLERGAN, INC

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayment  
 Charge Any Additional Fee Required  
 Applicant claims small entity status.  
 See 37 CFR 1.27

2  Payment Enclosed:

Check  Credit Card  Money Order  Other

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge-late-filing fee or oath
1052	50	2052	25	Surcharge-late provisional filing fee or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	410	2252	205	Extension for reply within second month
1253	930	2253	465	Extension for reply within third month
1254	1,450	2254	725	Extension for reply within fourth month
1255	1,970	2255	985	Extension for reply within fifth month
1401	320	2401	160	Notice of Appeal
1402	320	2402	160	Filing a brief in support of an appeal
1403	280	2403	140	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive – unavoidable
1453	1,300	2453	650	Petition to revive - unintentional
1501	1,300	2501	650	Utility issue fee (or reissue)
1502	470	2502	235	Design issue fee
1503	630	2503	315	Plant issue fee
1460	130	1460	130	Petition to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times # of properties)
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))
1801	750	201	375	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application
Other fee (specify) _____				

**SUBTOTAL (2) (\$)** **SUBTOTAL (3) (\$)**

\*Reduced by Basic Filing Fee Paid

\*\* or number previously paid, if greater.

For Reissues, see above.

Complete (if applicable)

SUBMITTED BY

Robert J. Baran

Registration No.  
(Attorney/Agent)

25,806

Telephone

714-246-4669

Signature

RJ Baran

Date

6/27/03

Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 1-31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(TO BE USED FOR ALL CORRESPONDENCE AFTER INITIAL FILING)

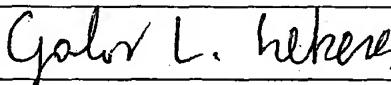
Total Number of Pages in This Submission	14	Attorney Docket Number	600-33-PA
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Application Number	09/533,680
Filing Date	March 23, 2000
First Named Inventor	BEARD, et al.
Group Art Unit	1624
Examiner Name	Mukund Shah

### ENCLOSURES (check all that apply)

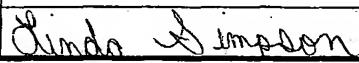
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication To Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board Of Appeals and interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below:
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks DECLARATION OF S. VULIGONDA	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Gabor L. Szekeres	
Signature		
Date	January 29, 2003	

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: January 29, 2003

Typed or printed name	Linda Simpson	
Signature		Date
	January 29, 2003	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Office, U.S. Patent and Trademark Office, Washington DC 20231. DO NOT SEND FEES FOR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Applicant: BEARD, et al. Docket No.: 600-33-PA  
Serial No.: 09/533,680  
Filed: March 23, 2000  
Title: Amines Substituted with Dihydronaphthalenyl, Chrome-Nyl or Thiochromenyl Group Having  
Retinoid-Like Biological Activity

Mailed to USPTO on 1/29/2003

Response to the Office Action dated: December 6, 2002  
 Amendment  
 Certificate of First Class Mailing  
 Confirmation Post Card

DECLARATION OF S. VULIGONDA



Kindly acknowledge receipt of above by stamping and returning this postcard.

ATTORNEY DOCKET NO. 600-33-DIV

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Richard L. BEARD, et al. )  
Serial No.: Unknown )  
Filed Herewith – July 2, 2003 )  
For: Amines Substituted with )  
Dihydronaphthalenyl, chromenyl or Tiochromenyl )  
Group Having Retinoid-Like Biological Activity )  
)

Prior Examiner: Mukund Shah

Prior Art Unit: 1624

Anaheim Hills, California

Attorney Docket No.: 600-33-DIV,

EV181110721US

**FILING UNDER 37 CFR 1.53(b) and**

**1.78(a)**

BOX NEW APPLICATION

Commissioner for Patents

Washington D.C. 20231

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on July 2, 2003 with the United States Postal Service via Express Mail, "Post Office to Addressee", Label No. EV181110721US, mailed to: Mail Stop Divisional Patent Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Linda Simpson  
Linda Simpson  
July 2, 2003  
Date

Dear Sir:

This is a request for filing a Divisional application under 37 CFR 1.53(b) and 1.78(a), of pending application Serial No. 09/533,680 filed on March 23, 2000.

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this 37 CFR 1.53(b) and 1.78(a) request and the documents referred to as attached herein are being deposited with the United States Postal Service on this date of July 2, 2003 in an envelope as: "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Mailing Label No. EV181110721US addressed to: Mail Stop Divisional Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Linda Simpson  
(Person mailing paper)

Linda Simpson  
(Signature of Person)

July 2, 2003  
Date

1. Statement that the Attached is a True Copy of the Prior Application as Filed:

The undersigned hereby verifies that the attached papers are a true copy of what is shown in my records to be the above-identified prior "Parent" application, U.S. Serial No.09/533,680, filed March 23, 2000.

The attached copy of the prior "parent" application as filed includes the following:

114 pages of Specification;  
8 pages of Claims;  
1 pages of Abstract;  
0 pages of Drawings;  
4 pages of Declaration and Power of Attorney as filed (executed)

2. Amendment

In accordance with the Preliminary Amendment submitted herewith, please cancel original Claims 11-13 and 16-27 before calculating the filing fee.

3. Fee Calculation

**CLAIMS AS FILED**

Number Filed	Number Extra	Rate	Basic Fee	\$ 750.00
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Total  
Claims: 18 - 20 0 x \$18 \$0

Independent  
Claims: 3 - 3 0 x \$84 \$0

Multiple  
Dependent Claims

x	\$	\$
<b>Filing Fee Calculation</b>		<b>\$750.00</b>

4. Fee Payment

Please charge Deposit Account No. **01-0885** for all filing fees indicated above, as well as for any discrepancies that may occur.

5. Power of Attorney, Appointment of Associate Attorney, Under Rule 1.34(b)

The power of Attorney in the prior application is to Martin A. Voet, Registration No. 25,208; Robert J. Baran, Registration No. 25,806; Carlos Fisher, Registration No. 36,510; Stephen Donoval, Registration No. 33,433; Brent Johnson, Registration No. 51,851; and Gabor L. Szekeres, Registration No. 28,675.

Please address all future communications to:

Gabor L. Szekeres  
8141 E. Kaiser Boulevard  
Suite 112  
Anaheim Hills, California 92808  
Telephone (714) 998-3295  
Facsimile: (714) 998-3296

Respectfully submitted,

Dated: July 2, 2003

By: Gabor L. Szekeres  
Gabor L. Szekeres, Reg. No. 28,675

Dated: 6/27/03

By: RJ Baran  
Robert J. Baran, Esq.  
Registration No. 25,806  
Assistant General Counsel for  
ALLERGAN - Authorized  
Signature for Deposit Account  
No. 01-0885

Law Offices of Gabor L. Szekeres  
8141 E. Kaiser Blvd., Ste. 112  
Anaheim Hills, CA 92808  
Telephone: (714) 998-3295  
Facsimile: (714) 998-3296

1. Statement that the Attached is a True Copy of the Prior Application as Filed:
2. Amendments
3. Fee Calculation
4. Fee Payment